

8:24CV225

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
2024 JUN 17 AM 11:25

JESS T. LAMMERS

V

County of Phelps NE

Phelps County Corrections

• Admin Penny Gregg

① Violations of  
PCC Hand book② Violations of Nebraska  
minimum jail standards

Comes Now JESS T. LAMMERS, in persona propria sui  
juris with Complaint that Phelps Co. Corrections  
(PCC), County of Phelps, NE, and Penny Gregg have  
violated their own handbook/Policy manual  
and subsequently have violated Nebraska's  
minimum jail standards.

JUN 17 2024

CLERK  
DISTRICT COURT

PCC, County of Phelps NE, and Penny Gregg  
have waived qualified immunity by purchase  
of risk management insurance (see PTSCA  
NRS 13-910 & 13-916) Brendy Johnson  
& Jeff Lammerson Represent NIRMA for  
County of Phelps. Gregg is sued in personal  
and professional capacity

Citing *Stone v. Harry*, *Topchian v. Morganchian*  
and *PLATSKI v. CIA*, the pleading shall be  
heard in proper legal framework, interpreted liberally  
to in most favorable legal light for plaintiff and  
if defective court shall issue retraction and p#1

JUN 17 2024

CLERK  
U.S. DISTRICT COURT

allow Repleading

FACTS

- ① Lammers was admitted to PCC May 12 2024
- ② Lammers is disabled pursuant to ADA.
- ③ Social Security deemed Lammers 100% disabled May 2 2020 because of Abuse suffered in PCC.
- ④ Lammers was in PCC April 30 2020 to May 6 2020 - Disability is the direct result of PCC negligence

— 2024

- ⑤ Pursuant to Jail standard 00.2.41 Lammers is segregated
- ⑥ Pursuant to Page 9 and 10 of PCC manual Lammers is offered "Rec" but not "passive rec".
- ⑦ Lammers has never been cleared by HCP for rec pursuant to PCC manual
- ⑧ in violation of min. jail Standard (web) 003.01 Lammers has been segregated and kept in cell 24 hrs a day 7 days a week.
- ⑨ ~~in violation~~ violation of 003.05 of minimum jail standards PCC has no mention of "Passive Rec" in its manual nor has Lammers been offered "Passive Rec"
- ⑩ Phelps County and PCC are in violation of minimum jail standards

pg 2



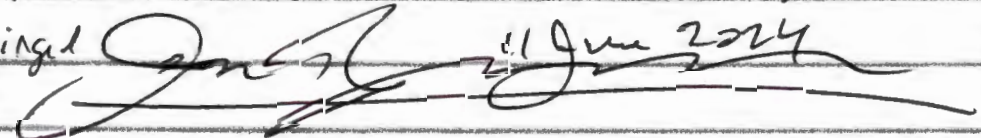
- (11) The administrative Penny Gregg is charged with training staff, writing PCC manual, and developing programs in line with min. jail standards. Penny Gregg has failed to meet min Jail standards. PCC has failed to meet or exceed minimum jail standards and has failed to meet ADA (Americans with disability act) standards.

### Prayer for Relief

- (1) Termination of Penny Gregg as Jail Admin.
- (2) PCC's ICE contract cancelled
- (3) 5 million dollars in damages Payed to Lammers or Lammers estate if PCC should happen to kill Lammers.

### Cert of Service

Lammers sent this complaint to USDC of NE 111 S 18 Plaza Ste 1152 Omaha NE and Lammers sent a copy to Sally Fox Clerk of ~~the~~ County of Phelps PO Box 404 Holdrege NE 68949 - NATALIE NELSEN Phelps CO. attorney waived 6 month waiting Period per PSTCA 13-901 to 13-926

singed  21 June 2024 PH3.

Filed in Phelps District Court  
 \*\*\* FILED \*\*\*  
 Case Number: D37CI200000113  
 Transaction ID: 0012874118  
 Filing Date: 03/05/2021 08:44:55 AM CST

IN THE DISTRICT COURT OF PHELPS COUNTY, NEBRASKA

JESS T. LAMMERS,

Plaintiff,

vs.

COUNTY OF PHELPS, STATE OF  
 NEBRASKA, et al.,

Defendants.

CASE NO. CI 20-113

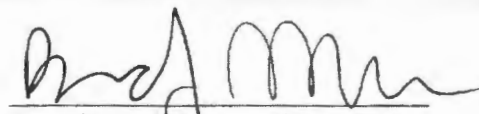
**ENTRY OF APPEARANCE OF  
 BRANDY R. JOHNSON  
 AS COUNSEL FOR DEFENDANT  
 COUNTY OF PHELPS**

COMES NOW, Brandy R. Johnson, and enters her appearance as counsel on behalf of the Defendant, County of Phelps, Nebraska, and asks that her name and contact information be entered of record as follows:

Brandy R. Johnson, #23323  
 Governmental Law, LLC  
 8040 Eiger Drive  
 Suite B  
 Lincoln, NE 68516  
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 (402) 742-9250 (fax)  
[brandy@nrmainc.info](mailto:brandy@nrmainc.info)

THE COUNTY OF PHELPS, NEBRASKA,  
 Defendant.

BY:



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*Counsel for Defendant County*

Lammers  
PCC  
715<sup>th</sup> Ave ste 200  
Hildreth NE 68949

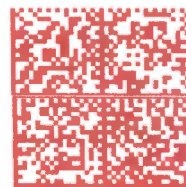
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OMAHA NE 680

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111 S. 18<sup>th</sup> Plaza Ste 1152

Omaha NE 68102-1322

68102-132277



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was mailed by an inmate  
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Jail. Its contents are uncensored**